

BRANDON FERNALD  
Brandon.fernald@fernaldlawgroup.com  
FERNALD LAW GROUP LLP  
A REGISTERED LIMITED LIABILITY PARTNERSHIP  
510 W 6th Street, Suite 700  
Los Angeles, California 90014  
T:323.410.0320 | F:323.410.0330 | C:323.842.7473

DAVID A. SKEELS (admitted *pro hac vice*)  
skeels@fsclaw.com  
JONATHAN T. SUDER (admitted *pro hac vice*)  
jts@fsclaw.com  
FRIEDMAN, SUDER & COOKE  
Tindall Square Warehouse No. 1  
604 East 4th Street, Suite 200  
Fort Worth, TX 76102  
T: 817-334-0400  
F: 817-334-0401

Attorneys for Plaintiff  
PROGRESSIVE SEMICONDUCTOR SOLUTIONS LLC

**UNITED STATES DISTRICT COURT**  
**CENTRAL DISTRICT OF CALIFORNIA**  
**WESTERN DIVISION**

PROGRESSIVE SEMICONDUCTOR  
SOLUTIONS LLC,

Plaintiff,

vs.

QUALCOMM TECHNOLOGIES,  
INC.

Defendant.

CASE NO. 8:13-cv-1535 ODW (JEMx)

**PLAINTIFF'S ANSWER TO  
DEFENDANT QUALCOMM  
TECHNOLOGIES, INC.'S AMENDED  
COUNTERCLAIMS**

Jury Trial Demanded

1 PROGRESSIVE SEMICONDUCTOR SOLUTIONS LLC (“Plaintiff” or  
 2 “PSS”) responds to the amended counterclaims of Defendant QUALCOMM  
 3 TECHNOLOGIES, INC. (“QTI” or “Defendant”) filed on July 7, 2014, as follows:

#### 4 **QTI’S COUNTERCLAIMS**

##### 5 **Jurisdiction and Venue**

6 12. Plaintiff admits that Defendant purports to bring counterclaims under  
 7 the laws of the United States for declaratory relief, but denies that such  
 8 counterclaims have any factual or legal basis. Plaintiff further admits that  
 9 jurisdiction is proper in this Court.

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 11 the laws of the United States for declaratory relief, but denies that such  
 12 counterclaims have any factual or legal basis. Plaintiff further admits that  
 13 jurisdiction is proper in this Court.

14 14. Plaintiff admits the allegations in Paragraph 14.

15 15. Plaintiff admits the allegations in Paragraph 15.

#### 16 **FIRST COUNTERCLAIM**

##### 17 **(Declaratory Judgment of Invalidity of the ‘208 Patent)**

18 16. Plaintiff incorporates paragraphs 11-15 above.

19 17. Plaintiff denies the allegations in Paragraph 17.

20 18. Plaintiff denies the allegations in Paragraph 18.

21 19. Plaintiff denies the allegations in Paragraph 19.

22 20. Plaintiff admits that Defendant purports to bring a counterclaim for  
 23 declaratory judgment of patent invalidity but denies that such counterclaim has any  
 24 factual or legal basis.

#### 25 **SECOND COUNTERCLAIM**

##### 26 **(Declaratory Judgment of Invalidity of the ‘349 Patent)**

27 21. Plaintiff incorporates paragraphs 12-20 above.

1           22. Plaintiff denies the allegations in Paragraph 22.

2           23. Plaintiff denies the allegations in Paragraph 23.

3           24. Plaintiff denies the allegations in Paragraph 24.

4           25. Plaintiff admits that Defendant purports to bring a counterclaim for  
5 declaratory judgment of patent invalidity but denies that such counterclaim has any  
6 factual or legal basis.

7                                   **THIRD COUNTERCLAIM**

8                   **(Declaratory Judgment of Non-infringement of the '208 Patent)**

9           26. Plaintiff incorporates paragraphs 12-25 above.

10          27. Plaintiff denies Defendant's allegations that Defendant does not  
11 infringe the '208 patent and that Plaintiff's Third Amended Complaint was filed  
12 without good cause. Plaintiff admits that Defendant purports to bring a  
13 counterclaim for declaratory judgment of non-infringement but denies that such  
14 counterclaim has any factual or legal basis.

15                                   **FOURTH COUNTERCLAIM**

16                   **(Declaratory Judgment of Non-infringement of the '349 Patent)**

17          28. Plaintiff incorporates paragraphs 12-27 above.

18          29. Plaintiff denies the allegations in Paragraph 29.

19          30. Plaintiff admits that Defendant purports to bring a counterclaim for  
20 declaratory judgment of non-infringement but denies that such counterclaim has  
21 any factual or legal basis.

22                                   **PRAYER FOR RELIEF**

23          Although no answer is required to Defendant's request for relief, Plaintiff  
24 denies all allegations of Paragraphs A through F and further denies that any relief  
25 should be granted to Defendant.

**JURY DEMAND**

Plaintiff demands a trial by jury on all matters raised by Defendant's counterclaims and by Plaintiff in its Original Complaint and its First Amended Complaint (including any supplements or amendments thereto).

DATED: July 23, 2014.

FRIEDMAN, SUDER & COOKE

By: /s/ David A. Skeels

David A. Skeels  
State Bar No. 24041925  
Jonathan T. Suder  
State Bar No. 19463350  
FRIEDMAN, SUDER & COOKE  
Tindall Square Warehouse No. 1  
604 East 4th Street, Suite 200  
Fort Worth, Texas 76102  
(817) 334-0400  
Fax (817) 334-0401  
[skeels@fsclaw.com](mailto:skeels@fsclaw.com)  
[jts@fsclaw.com](mailto:jts@fsclaw.com)

Attorneys for Plaintiff, Progressive  
Semiconductor Solutions LLC

**CERTIFICATE OF SERVICE**

I hereby certify that on the 23rd day of July, 2014, I electronically filed the foregoing document with the clerk of the court for the U.S. District Court, Central District of California, Western Division, using the electronic case filing system of the court. The electronic case filing system sent a "Notice of Electronic Filing" to the attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means. Any attorneys of record who are not noticed via the electronic case filing system have been served this document via email pursuant to their written consent to me.

/s/ David A. Skeels